ELECTRONICALLY FILED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Appl. No. : 10/659,930 Confirmation No. 5064

Applicant : Wayne E. Cornish et al. Filed : September 11, 2003

Title : GUIDEWIRE HAVING LINEAR CHANGE IN STIFFNESS

Art Unit : 3736

Examiner : Jonathan M. Foreman

Docket No.: : ACSG-65357 (G1298USC2)

Customer No. : 24201 May 3, 2010

MAIL STOP APPEAL BRIEF-PATENTS

Commissioner for Patents

NOTICE OF APPEAL

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner's Final Office Action dated February 3, 2010, rejecting pending claims 64, 65 and 67-84.

The Notice of Appeal filing fee of \$540 is being paid by credit card with this electronic transmission. The Commissioner is hereby authorized, however, to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 06-2425.

Respectfully submitted,

FULWIDER PATTON LLP

/THOMAS H. MAJCHER/ Thomas H. Majcher Registration No. 31,119